

AMENDED IN SENATE JUNE 27, 2013

AMENDED IN ASSEMBLY APRIL 18, 2013

AMENDED IN ASSEMBLY APRIL 10, 2013

AMENDED IN ASSEMBLY APRIL 1, 2013

AMENDED IN ASSEMBLY MARCH 14, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 405

Introduced by Assembly Member Gatto

February 15, 2013

An act to add and repeal Section 149.2 of the Streets and Highways Code, relating to highways.

LEGISLATIVE COUNSEL'S DIGEST

AB 405, as amended, Gatto. Highways: high-occupancy vehicle lanes: County of Los Angeles.

Existing law authorizes the Department of Transportation to designate certain lanes for the exclusive or preferential use of high-occupancy vehicles. When those exclusive or preferential use lanes are established and double parallel solid lines are in place to the right thereof, existing law prohibits any person driving a vehicle from crossing over those double lines to enter into or exit from the lanes, and entrance or exit from those lanes is authorized only in areas designated for these purposes or where a single broken line is in place to the right of the lanes, except as specified.

This bill would prohibit, commencing July 1, 2014, any high-occupancy vehicle lane from being established on specified

portions of state highway routes in the County of Los Angeles, unless that lane is established as a high-occupancy vehicle lane only during the hours of heavy commuter traffic, as determined by the department. This bill would require any existing high-occupancy vehicle lane established on the specified portions of these routes to be modified to conform with those requirements. This bill would authorize the department, on or after May 1, 2015, to reinstate 24-hour high-occupancy vehicle lanes on the specified portions of these routes if the department makes a specified determination. This bill would require the department to report to the Legislature on the impact on traffic by limiting the use of high-occupancy lanes as provided in the bill.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 149.2 is added to the Streets and
2 Highways Code, to read:
 - 3 149.2. (a) Notwithstanding any other law, except as otherwise
4 provided in subdivision (d), a high-occupancy vehicle lane shall
5 not be established on State Highway Route 134 between State
6 Highway Route 170 and State Highway Route ~~5~~ 210, or on State
7 Highway Route 210 between State Highway Route 134 and State
8 Highway Route 57, unless the lane is established as a
9 high-occupancy vehicle lane only during the hours of heavy
10 commuter traffic, as determined by the department.
 - 11 (b) Any existing high-occupancy vehicle lane located as
12 described in subdivision (a) shall be modified as necessary to
13 conform with subdivision (a).
 - 14 (c) (1) The department shall report to the Legislature on or
15 before January 1, 2016, on the impact on traffic of limiting the use
16 of high-occupancy vehicle lanes only during the hours of heavy
17 commuter traffic as provided in subdivision (a).
 - 18 (2) The requirement for submitting a report imposed under
19 paragraph (1) is inoperative on January 1, 2020, pursuant to Section
20 10231.5 of the Government Code.
 - 21 (3) A report to be submitted pursuant to paragraph (1) shall be
22 submitted in compliance with Section 9795 of the Government
23 Code.

1 (d) On or after May 1, 2015, if the department determines that
2 there is an adverse impact on safety, traffic conditions, or the
3 environment by limiting the use of high-occupancy vehicle lanes
4 only during the hours of heavy commuter traffic as provided in
5 subdivision (a), the department may submit to the Assembly
6 Committee on Transportation and the Senate Committee on
7 Transportation and Housing a notice of that determination and
8 intent to reinstate 24-hour high-occupancy vehicle lanes. The
9 department thereafter may reinstate 24-hour high-occupancy
10 vehicle lanes.

11 (e) In addition to the routes identified in subdivision (a), the
12 department is encouraged to introduce offpeak hours on other
13 high-occupancy vehicle lanes in the County of Los Angeles in
14 order to provide greater mobility benefits to the community.

15 (f) This section shall become operative on July 1, 2014.

16 (g) This section shall remain in effect until 60 days after the
17 date the Legislature receives the notice described in subdivision
18 (d) and is repealed thereafter. The department shall post the date
19 that the Legislature receives this notice on the department's Internet
20 Web site.